

Court of Appeals, State of Michigan

ORDER

People of MI v Ryan Michael Payne

Docket No. 348706

LC No. 2018-268254-FH

Elizabeth L. Gleicher
Presiding Judge

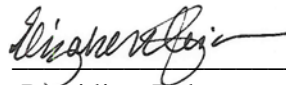
Cynthia Diane Stephens

Thomas C. Cameron
Judges

The defendant has asserted a claim of ineffective assistance of counsel for failure to file pre-trial motions or object at trial to the admission of testimony regarding 2001 acts of domestic violence. We REMAND this matter for a *Ginther* hearing pursuant to *People v Ginther*, 390 Mich 436 (1973), in this regard. Such hearing shall be conducted with 90 days of this order. We retain jurisdiction.

The parties shall promptly file with this Court a copy of all papers filed on remand. Within seven days after entry, appellant shall file with this Court a copy of any order entered on remand.

The trial court shall order a transcript of any hearing on remand to be prepared at public expense and filed within 21 days after completion of the proceedings.



Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

September 14, 2020

Date



Chief Clerk